

## Message Text

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ORIGIN EB-07

INFO OCT-01 NEA-09 ISO-00 L-02 CAB-02 CIAE-00 COME-00

DODE-00 DOTE-00 INR-07 NSAE-00 FAA-00 /028 R

DRAFTED BY EB/AN:AJRIMAS:DAP

APPROVED BY EB/AN:WBCOBB

CAB - F. MURPHY

NEA/AFN - J. MONTVILLE

L/EB - T. TALLERICO

----- 029051

R 202224Z MAR 75

FM SECSTATE WASHDC

TO AMCONSUL CASABLANCA

AMEMBASSY RABAT

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E.O. 11652:N/A

TAGS: EAIR, MO

SUBJECT: CIVAIR: RESTRICTIONS AGAINST TWA

REF: CASABLANCA 181

1. DEPARTMENT APPRECIATES RECEIPT REFTEL. TWA HAS INDICATED THAT DEPARTMENT'S ASSISTANCE WOULD NOT BE REQUIRED PENDING COMPLETION OF AIRLINE'S ATTEMPTS TO RESOLVE ISSUE WITH MOROCCO DGCA DIRECTLY. HOWEVER, WE BELIEVE THAT AT LEAST GOM MINISTRY OF FOREIGN AFFAIRS SHOULD BE MADE AWARE AT EARLY DATE THAT POTENTIAL FOR BREACH OF US-MOROCCO AIR TRANSPORT SERVICES AGREEMENT OF 1970 EXISTS IF CONTEMPLATED RESTRICTIONS ARE EFFECTED.

2. AS CONSULATE AND EMBASSY ARE AWARE, PRESIDENT RECENTLY SIGNED ROYAL AIR MAROC'S US OPERATING PERMIT. ISSUANCE OF PERMIT WAS PREDICATED ON OUR "BERMUDA" TYPE AIR TRANSPORT

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AGREEMENT WITH MOROCCO. DEPARTMENT VIEWS PROPOSED UNILAT-

ERAL MOROCCAN RESTRICTION TO BE CLEARLY INCONSISTENT WITH THIS AGREEMENT. ARTICLE 10 OF AGREEMENT PRECLUDES UNILATERAL ACTIONS BY ONE OF THE PARTIES TO IMPOSE A PRIORI RESTRICTIONS ON CAPACITY, FREQUENCIES, OR SCHEDULES OPERATED BY DESIGNATED AIRLINES OF OTHER PARTY. AIRLINES HAVE FREE-

DOM TO DETERMINE CAPACITY, FREQUENCY, SCHEDULES AND TYPE OF EQUIPMENT. IN EVENT ONE OF PARTIES BELIEVES OPERATIONS WHICH AIRLINE OF OTHER PARTY IS CONDUCTING TO HAVE BEEN INCONSISTENT WITH STANDARDS AND PRINCIPLES SET FORTH IN ARTICLE 10, IT MAY REQUEST CONSULTATIONS PURSUANT TO ARTICLE 13 OF AGREEMENT.

3. ACCORDINGLY, WE SUGGEST THAT EMBASSY MAKE INFORMAL APPROACH TO APPROPRIATE FONOFF OFFICIALS AND MAKE POINTS OUTLINED ABOVE. IF CURRENT AIRLINE EFFORTS AND EMBASSY INFORMAL APPROACH DO NOT RESULT IN WITHDRAWAL OF PROPOSED RESTRICTIONS IN NEAR FUTURE, DEPARTMENT WOULD RECOMMEND DELIVERY OF PROTEST NOTE TO GOM ALONG ABOVE LINES. TEXT WOULD BE CABLED LATER. EMBASSY'S AND CONSULATE'S COMMENTS ARE REQUESTED. INGERSOLL

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## Message Attributes

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**Current Classification:** UNCLASSIFIED  
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**Disposition Approved on Date:**  
**Disposition Authority:** ElyME  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
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**Reference:** 75 CASABLANCA 181  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** ElyME  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 15 AUG 2003  
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**TAGS:** EAIR, MO, TWA  
**To:** CASABLANCA RABAT  
**Type:** TE  
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